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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

WILLIAM FLEMING, an individual,

Plaintiff,

vs.

Case. No.: 2:23-cv-00177-RFB-EJY

**STIPULATION AND ORDER TO
EXTEND DEADLINES TO AMEND
COMPLAINT**

(SECOND AND FOURTH REQUEST)

LAS VEGAS METROPOLITAN POLICE
DEPARTMENT, a Municipal Corporation;
OFFICER JAVON CHARLES, an individual;
OFFICER TIMOTHY NYE, an individual;
OFFICER GABRIEL LEA, an individual;
OFFICER CODY GRAY, an individual;
OFFICER SUPREET KAUR, as an
individual; OFFICER HALEY ANDERSEN,
as an individual; SERGEANT JOHN
JOHNSON, as an individual; CAPTAIN
DORI KOREN, as an individual; OFFICER
RICHARD PALACIOS, as an individual;
OFFICER PATRICK WHEARTY, as an
individual; OFFICER WOOD, as an
individual; DOE OFFICERS I – X,
individuals.

Defendants.

Plaintiff William Fleming (“Plaintiff”), by and through his respective counsel, and
Defendants, the Las Vegas Metropolitan Police Department (“LVMPD”), Officer Javon
Charles, Officer Timothy Nye, Officer Gabriel Lea, Officer Cody Gray, Officer Supreet
Kaur, Officer Haley Andersen, Sergeant John Johnson, Captain Dori Koren, Officer Richard
Palacios, Officer Patrick Whearty, Officer Wood, and Doe Officers I – X (collectively,
“LVMPD Defendants”), by and through their respective counsel, (collectively the “Parties”)

1 hereby stipulate to the following:

2 1. To facilitate efficiency, Plaintiff intends to amend the operative complaint
3 to address the Court's Order on Defendants' Motion to Dismiss (ECF No. 35) and to add
4 names / defendants.

5 2. On October 12, 2023, Plaintiff propounded discovery to LVMPD seeking,
6 *inter alia*, the identification of officers involved in the incidents at issue. Counsel for
7 LVMPD has had to seek multiple extensions of the deadline for those responses due to
8 personal family reasons and illness. LVMPD's discovery responses are currently due on
9 November 30, 2023

10 3. The Parties agree that, accordingly, the deadline to amend Plaintiff's
11 complaint to add facts supporting Plaintiff's malicious prosecution claim and the deadline
12 to add parties to Plaintiff's complaint shall be extended to December 14, 2023

13 4. This is the second request for an extension of the deadline to amend
14 Plaintiff's complaint to add facts supporting Plaintiff's malicious prosecution claim.

15 5. This is the fourth request for an extension of the deadline to amend and add
16 parties to Plaintiff's complaint, counting extensions granted pursuant to stipulations
17 extending discovery deadlines in this matter granted on June 20, 2023 and August 2, 2023,
18 and the Stipulated Order entered on November 14, 2023 (ECF No. 37).

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6. The Parties submit that the instant stipulation is being offered in good faith and to promote judicial efficiency, not for the purpose of delay.

IT IS SO STIPULATED.

Dated this 29th day of November, 2023.

Dated this 29th day of November, 2023.

MCLETSCHIE LAW

MARQUIS AURBACH

By: /s/ Margaret A. McLetchie

By: /s/ Jackie V. Nichols

Margaret A. McLetchie, Esq.

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Attorneys for Plaintiff William Fleming

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ORDER


UNITED STATES MAGISTRATE JUDGE

Dated: November 29, 2023